

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No. 10/782,678
Filing Date 02/19/2004
Confirmation No.5266
Applicant..... Microsoft Corporation
Inventorship Zigmond et al.
Group Art Unit.....3685
Examiner Agwumezie, Charles C.
Attorney's Docket No.306815.01
Title: Persistent license for stored content

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNAVOIDABLY UNDER 37 CFR 1.137(A)

To: Office of Petitions
Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

From: William J. Breen, III (Tel: 509.755.7253; Fax: 509.755.7252)
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The above-identified Application became abandoned for failure to timely file a response to the Second Examiner's Answer dated December 09, 2008. The Second Examiner's Answer set a two-month period from the mailing date for filing a response. The Second Examiner's Answer was returned to the USPTO as undelivered on December 17, 2008. Please see the attached Exhibit 1; showing the applicant never received the Second Examiner's Answer.

On July 25, 2011, a voice message was received from Mr. Eric Hawthorne (phone 571-272-4643) of the Board of Patent Appeals and

Interferences indicating that the Second Examiner's Answer had been mailed on December 09, 2008 and was returned to the USPTO as undelivered. This was the first indication the Applicant received of the Second Examiner's Answer. In a subsequent communication, Mr. Hawthorne indicated that the application was abandoned; however, he acknowledged that the delay in filing a reply brief responsive to the Examiner's Second Answer was unavoidable as such answer was undelivered.

Applicant hereby petitions for revival of this Application. The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable.

Enclosed is a petition fee under 37 CFR 1.117(l) for other than a small entity and a Reply Brief responsive to the Second Examiner's Answer dated December 09, 2008.

Respectfully submitted,

Dated: August 25, 2011

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